

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.8850 OF 2006

05.06.2006

Between:

Sufah Colony Society, represented by Mr.M.Abid Ali

and others

... Petitioners

AND

The Mandal Revenue Officer, Serilingampally

And others

... Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.8850 OF 2006

ORDER:

The petitioners 2 to 18 are members of the first petitioner society. They individually purchased house sites admeasuring about 300 Sq.yards from Sri Mohd. Zahed Hussain, General Power of Attorney Holder of M/s.Darupalli Bikshapathi and Darupalli Raju. The sale transaction was also registered in February 1992. All the purchasers allegedly formed into the society. The petitioners approached the Commissioner, Serilingampally Municipality for building permission. According to them, the Commissioner refused to receive the applications on the ground that the applications are not accompanied by No objection certificate (NOC) issued by the Mandal Revenue Officer, Serilingampally (MRO). They therefore filed applications in March 2006 requesting the MRO for NOC, in vain. The petitioners therefore filed the present writ petition seeking a direction to the MRO – the first respondent herein; to issue NOC.

Though the matter was adjourned on 28.4.2006, the MRO has not filed any counter affidavit. The learned Assistant Government Pleader for Revenue (General),

however, on instructions, submits that the land is government land and the petitioners are not in possession of the land. This is a disputed question, which cannot be gone into this writ petition. However, it shall be open to the MRO to pass necessary orders on the applications made by the petitioners 2 to 18. This may be done within a period of two weeks from the date of receipt of a copy of this order.

The writ petition, with the above observations, is disposed of.

(V.V.S.RAO, J)

June 05, 2006

Note:

Issue order copy by

07.06.2006.

(By order)

YS